

PETER H. KANG (No. 158101)
KEVIN P. BURKE (No. 241972)
CONNIE TSAI (No. 250264)
SIDLEY AUSTIN LLP
555 California Street, Suite 2000
San Francisco, California 94104
Telephone: (415) 772-1200
Facsimile: (415) 772-7400
Email: pkang@sidley.com
kburke@sidley.com
ctsai@sidley.com

****E-Filed 8/27/2009****

Attorneys for Plaintiff Viet Mike Ngo

EDMUND G. BROWN JR.
Attorney General of the State of California
DAVID S. CHANEY
Chief Assistant Attorney General
ROCHELLE C. EAST
Senior Assistant Attorney General
MICHAEL W. JORGENSEN
Supervising Deputy Attorney General
JAY C. RUSSELL, State Bar No. 122626
Supervising Deputy Attorney General
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
Telephone: (415) 703-5717
Fax: (415) 703-5843
Email: Jay.Russell@doj.ca.gov

TIMOTHY P. MURPHY (No. 120920)
EDRINGTON, SCHIRMER
& MURPHY LLP
The Terraces
2300 Contra Costa Blvd., Suite 450
Pleasant Hill, CA 94523
Telephone: (925) 827-3300
Facsimile: (925) 827-3320
Email: TMurphy@esmlawfirm.com

Attorneys for Defendant Wooten

Attorneys for Defendants Woodford, Nienhuis, Bracy,
McGarvey, and Knudsen

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VIET NGO,

Plaintiff,

v.

J. S. WOODFORD, et al.,

Defendants.

Case No. C 03-2210 JF

**JOINT CASE MANAGEMENT
CONFERENCE STATEMENT
AND ~~[PROPOSED]~~ CASE
MANAGEMENT ORDER**

Hearing: August 28, 2009
Time: 10:30 a.m.
Courtroom: 3, 5th Floor
Judge: The Honorable
Jeremy Fogel

1 The parties jointly submit this Case Management Statement and Proposed Order:

2 Following a settlement conference held before Magistrate Judge Elizabeth Laporte, the
3 parties reached an agreement to fully settle this litigation. After further negotiations, the parties
4 have now agreed on the terms of a formal Settlement and Release Agreement. That Agreement
5 has been submitted to the parties for signature. Because the Agreement has not been fully
6 executed as of the date this Statement is being filed, the parties request that the Court continue
7 the Case Management Conference for an additional thirty days to allow for complete execution
8 of and compliance with the proposed Settlement and Release Agreement and the filing of a
9 Request for Dismissal.

10 Dated: August 18, 2009

11 Respectfully submitted,

12 EDMUND G. BROWN JR.
Attorney General of the State of California

13 DAVID S. CHANEY
Chief Assistant Attorney General

14 ROCHELLE C. EAST
Senior Assistant Attorney General

15 MICHAEL W. JORGENSEN
Supervising Deputy Attorney General

16
17
18 */s/ Jay C. Russell*

19 JAY C. RUSSELL
Supervising Deputy Attorney General
20 Attorneys for Defendants Woodford, Nienhuis, Bracy, McGarvey,
and Knudsen

21 SIDLEY AUSTIN LLP

22
23 */s/ Connie Tsai*

24 CONNIE TSAI, ATTORNEY AT LAW
25 KEVIN P. BURKE, ESQ.
Attorneys for Plaintiff Viet Mike Ngo

26

27

28

EDRINGTON, SCHIRMER & MURPHY LLP

/s/ Timothy P. Murphy

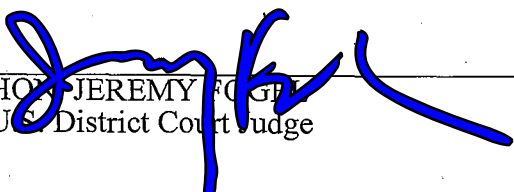
TIMOTHY P. MURPHY, ESQ.
Attorneys for Defendant Wooten

CASE MANAGEMENT ORDER

Based upon the parties' Joint Case Management Conference Statement, and good cause appearing,

IT IS ORDERED THAT the Case Management Conference is continued to September 25, 2009 at 10:30 a.m.

Dated: August 27, 2009.



HON. JEREMY FOGEL
U.S. District Court Judge

20217363.wpd

SF2003400073